No. 17

MICHIGAN SENATE

DAILY CALENDAR

THURSDAY, FEBRUARY 19, 2004 10:00 a.m.

MESSAGES FROM THE GOVERNOR			MESSAGES FROM THE GOVERNOR			
	1 ————————————————————————————————————	SB	540 Sen. Johnson Appropriations; supplemental; supplemental appropriations; provide for. Creates new act & repeals sec. 308 of 2003 PA 161. Approved by Governor, with line items vetoed, Tuesday, August 12, 2003. For text of veto message, see Senate Journal No. 72 of 2003, page 1614. Vetoed line items pending.			
	364 Sen. Garcia School aid; penalties; requirement of 180 days of pupil instruction and penalty for holding less than that number; eliminate and replace with minimum hours of instruction, and require certain procedures to change to 4-day school week. Amends sec. 101 of 1979 PA 94 (MCL 388.1701). Vetoed by Governor, Monday, June 30, 2003. For text of veto message, see Senate Journal No. 65 of 2003, page 1110. Veto pending.	SB	283 Sen. Johnson Appropriations; other; family independence agency; provide for fiscal year 2003-2004. Creates new act & repeals sec. 413 of 2002 PA 529. Approved by Governor with line items vetoed, Tuesday, August 12, 2003. For text of veto message, see Senate Journal No. 72 of 2003, page 1615. Vetoed line items pending.			
	293 Sen. Bishop Law enforcement; other; public safety commissions; allow use of state radio towers by local units of government. Amends sec. 3 of 1929 PA 152 (MCL 28.283). Vetoed by Governor, Friday, July 11, 2003. For text of veto message, see Senate Journal No. 68 of 2003, page 1222. Veto pending.	SB	464 Sen. Allen Transportation; funds; Mackinac bridge authority; amend to provide toll rate cap. Amends sec. 2 of 1952 PA 214 (MCL 254.312). Vetoed by Governor, Monday, August 25, 2003. For text of veto message, see Senate Journal No. 72 of 2003, page 1616. Veto pending.			
	265 Sen. Johnson Appropriations; zero budget; department of transportation; provide for fiscal year 2003-2004. Approved by Governor with line items vetoed, Tuesday, August 12, 2003. For text of veto message, see Senate Journal No. 71 of 2003, page 1587. Vetoed line items pending.	SB	466 Sen. Barcia Transportation; motor fuel tax; advancements to Mackinac bridge authority; amend. Amends sec. 163 of 2000 PA 403 (MCL 207.1163). Vetoed by Governor, Monday, August 25, 2003. For text of veto message, see Senate Journal No. 72 of 2003, page 1616. Veto pending.			
	288 Sen. Johnson Appropriations; zero budget; department of agriculture; provide for fiscal year 2003-2004. Approved by Governor with line items vetoed, Thursday, August 7, 2003. For text of veto message, see Senate Journal No. 71 of	SB	395 Sen. McManus Health; abortion; definition of legal birth; clarify. Creates new act. Vetoed by Governor, Friday, October 10, 2003. For text of veto message, see Senate Journal No. 84 of			

2003, page 1588.

Vetoed line items pending.

2003, page 1835.

Veto pending.

MESSAGES FROM THE GOVERNOR

— 11 ———

SB 474 Sen. Garcia

Financial institutions; other; regulation and licensing of deferred presentment service providers and transactions; provide for.

Creates new act.

Vetoed by Governor, Friday, January 9.

For text of veto message, see Senate Journal No. 1, page 4.

Veto pending.

MESSAGES FROM THE HOUSE

12

SB 506 Sen. Patterson

Environmental protection; landfills; out-of-state or outof-country waste; prohibit unless prohibited waste has been removed or the other state or province has solid waste stream standards as stringent as Michigan's.

Amends sec. 11507a of 1994 PA 451 (MCL 324.11507a) & adds sec. 11513a.

I.E. House, November 13, 2003.

Returned from House with House substitute (H-2), Thursday, November 13, 2003; laid over under the rules.

Committee recommended I.E.

____ 13 _____

SB 557 Sen. Brater

Environmental protection; landfills; construction permits; provide for department to issue based upon capacity need.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 11511a.

I.E. House, November 13, 2003.

Returned from House with amendment, Thursday, November 13, 2003; laid over under the rules.

For House amendment, see Senate Journal No. 97 of 2003, page 2065.

Committee recommended I.E.

____ 14 ____

SB 806 Sen. George

Environmental protection; cleanups; transfer of certain clean Michigan initiative brownfield cleanup revenue into the brownfield revitalization loan fund; provide for.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 19608a.

I.E. House, November 13, 2003.

Returned from House with amendments, Thursday, November 13, 2003; laid over under the rules.

For House amendments, see Senate Journal No. 97 of 2003, page 2066.

Committee recommended I.E.

MESSAGES FROM THE HOUSE

____ 15 _____

SB 502 Sen. Cassis

Environmental protection; solid waste; importing solid waste; provide for regulation.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 11513a.

I.E. House, December 10, 2003.

Returned from House with House substitute (H-2), Thursday, December 11, 2003; laid over under the rules.

Committee recommended I.E.

_____ 16 _____

SB 57 Sen. Bishop

Environmental protection; solid waste; inspection of solid waste imported from Canada; require.

Amends secs. 11526 & 11549 of 1994 PA 451 (MCL 324.11526 & 324.11549) & adds secs. 11526a & 11526b.

I.E. House, February 5, 2004.

Returned from House with House substitute (H-1), Tuesday, February 10; laid over under the rules.

Committee recommended I.E.

17

SB 497 Sen. Thomas

Environmental protection; solid waste; solid waste management law; provide definition of beverage container.

Amends sec. 11502 of 1994 PA 451 (MCL 324.11502).

I.E. House, February 5, 2004.

Returned from House with amendments, Tuesday, February 10; laid over under the rules.

For House amendments, see Senate Journal No. 12, page 152.

Committee recommended I.E.

____ 18 _____

SB 498 Sen. Birkholz

Environmental protection; solid waste; prohibited products in landfills; expand to include beverage containers, whole tires, oil, lead acid batteries, low-level radioactive waste, and hazardous waste.

Amends sec. 11514 of 1994 PA 451 (MCL 324.11514) & adds sec. 11514a.

I.E. House, February 5, 2004.

Returned from House with House substitute (H-2), Tuesday, February 10; laid over under the rules.

Committee recommended I.E.

____ 19 _____

SB 499 Sen. Sanborn

Environmental protection; landfills; inspections of landfills; enhance.

Amends secs. 11526, 11533, 11538 & 11550 of 1994 PA 451 (MCL 324.11526 et seq.).

I.E. House, February 5, 2004.

Returned from House with amendment, Tuesday, February 10; laid over under the rules.

For House amendment, see Senate Journal No. 12, page 153.

MESSAGES FROM THE HOUSE

____ 20 _____

SB 500 Sen. Olshove

Environmental protection; solid waste; violations of solid waste law; provide for increased remedies.

Amends sec. 11546 of 1994 PA 451 (MCL 324.11546).

I.E. House, February 5, 2004.

Returned from House with House substitute (H-3), Tuesday, February 10; laid over under the rules.

SB 715 Sen. Gilbert

Environmental protection; solid waste; county and municipal enforcement; provide for.

Amends secs. 11533 & 11538 of 1994 PA 451 (MCL 324.11533 & 324.11538).

I.E. House, February 5, 2004.

Returned from House with amendment, Tuesday, February 10; laid over under the rules.

For House amendment, see Senate Journal No. 12, page 153.

Committee recommended I.E.

_____ 22 _____

SB 785 Sen. Patterson

Vehicles; license plates; procedures to establish and issue fund-raising plates; revise.

Amends secs. 217d, 801, 811d, 811e, 811f, 811g, 811h, 811i, 811j, 811k, 811*l* & 811n of 1949 PA 300 (MCL 257.217d et seq.); adds secs. 811m, 811o & 811p & repeals secs. 217m, 217n & 811c of 1949 PA 300 (MCL 257.217m et seq.) & repeals enacting section 1 of 2000 PA 77.

I.E. House, February 12, 2004.

Returned from House with House substitute (H-6), Tuesday, February 17; laid over under the rules.

Committee recommended I.E.

HB 4463 Rep. Robertson

Vehicles; license plates; state-sponsored fund-raising registration plate for cancer awareness; create.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 811o.

I.E. House, December 18, 2003.

I.E. Senate, February 12, 2004.

Returned from House with amendment to Senate substitute (S-1), Wednesday, February 18; laid over under the rules.

For House amendment, see Senate Journal No. 16, page 213.

THIRD READING OF BILLS

____ 24 ______

HB 4675 Rep. Vander Veen

Occupations; dental hygienists; nitrous oxide analgesia administration; allow under certain circumstances and provide for assistance and monitoring by dental assistants fulfilling certain requirements.

Amends sec. 16611 of 1978 PA 368 (MCL 333.16611).

I.E. House, July 1, 2003.

House substitute (H-2).

Reported by Committee on Health Policy.

Senate substitute (S-5).

Committee recommended I.E.

_____ 25 _____

SB 559 Sen. Allen

Liquor; licenses; on-premises liquor license for certain conference centers; expand to include certain centers at northwestern Michigan college.

Amends sec. 513 of 1998 PA 58 (MCL 436.1513).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

____ 26 _____

HB 4804 Rep. Shulman

State; funds; budget stabilization fund expenditures; modify.

Amends secs. 353c, 353e & 358 of 1984 PA 431 (MCL 18.1353c et seq.).

I.E. House, June 19, 2003.

For House amendment, see House Journal No. 54 of 2003, page 924.

Reported by Committee on Appropriations.

Senate substitute (S-2).

Committee recommended I.E.

____ 27 _____

SB 158 Sen. Patterson

Civil procedure; costs and fees; statutory attorney fees in landlord-tenant eviction and land contract forfeiture actions; revise.

Amends sec. 5759 of 1961 PA 236 (MCL 600.5759).

Reported by Committee on Judiciary.

For Senate amendment, see Senate Journal No. 80 of 2003, page 1742.

Committee recommended I.E.

____ 28 _____

SB 479 Sen. Basham

Transportation; school vehicles; local school district authority to determine location and number of school bus stops within a manufactured housing park; allow.

Amends sec. 9 of 1990 PA 187 (MCL 257.1809).

Reported by Committee on Education.

GENERAL ORDERS

____ 29 _____

HJR G Rep. Garfield

State; employees and officers; hiring for civil service position; provide preferential treatment to veterans.

Amends sec. 5, art. XI of the state constitution.

House substitute (H-1).

Reported by Committee on Senior Citizens and Veterans Affairs.

____ 30 _____

SB 296 Sen. Gilbert

Insurance; health; direct reimbursement to provider of medical transportation services; provide for.

Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 3406*l*.

Reported by Committee on Health Policy.

Senate substitute (S-3).

Committee recommended I.E.

____ 31 ____

SB 297 Sen. Gilbert

Insurance; health care corporations; direct reimbursement to provider of medical transportation services; provide for.

Amends 1980 PA 350 (MCL 550.1101 - 550.1704) by adding sec. 418a.

Reported by Committee on Health Policy.

Senate substitute (S-2).

Committee recommended I.E.

____ 32 ____

SB 846 Sen. Cassis

Economic development; downtown development authorities; definition of other protected obligations; revise.

Amends sec. 1 of 1975 PA 197 (MCL 125.1651).

Reported by Committee on Finance.

Committee recommended I.E.

— 33 ———

HB 4458 Rep. Rocca

Liquor; other; discount on liquor to licensees; increase. Amends sec. 122 of 1998 PA 58 (MCL 436.1233).

I.E. House, October 29, 2003.

House substitute (H-2).

Reported by Committee on Economic Development, Small Business and Regulatory Reform.

Committee recommended I.E.

34

HB 4508 Rep. McConico

Education; board members; 5-year waiting period for ballot proposal regarding the retention of the appointed reform board; eliminate and place on August 2003 primary election ballot in a qualifying district.

Amends sec. 375 of 1976 PA 451 (MCL 380.375).

I.E. House, December 3, 2003.

House substitute (H-7).

Reported by Committee on Education.

Committee recommended I.E.

GENERAL ORDERS

___ 35 _____

SB 532 Sen. Van Woerkom

Environmental protection; litter; illegal dumping informant program; create.

Amends sec. 8901 of 1994 PA 451 (MCL 324.8901) & adds secs. 8905d & 8905e.

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-2).

Committee recommended I.E.

— 36 —

SB 533 Sen. Van Woerkom

Environmental protection; litter; civil infraction fines; direct portion of to reward fund.

Amends sec. 8831 of 1961 PA 236 (MCL 600.8831).

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

____ 37 _____

SB 853 Sen. Brown

Environmental protection; litter; volunteers under adopta-river program to report nature and amount of litter collected; provide for.

Amends sec. 35903 of 1994 PA 451 (MCL 324.35903).

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-2).

Committee recommended I.E.

____ 38 ____

SB 854 Sen. Birkholz

Environmental protection; recycling; office of the statewide recycling coordinator; establish in statute.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 174.

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-1).

Committee recommended I.E.

____ 39 _____

SB 855 Sen. Basham

Environmental protection; litter; volunteers under adopta-shoreline program to report nature and amount of litter collected; provide for.

Amends sec. 35803 of 1994 PA 451 (MCL 324.35803).

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-2).

Committee recommended I.E.

SB 856 Sen. Cropsey

Environmental protection; recycling; comprehensive study of state's litter problem and marketing program to reduce littering; create.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding secs. 8911, 8913 & 8915.

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-2).

GENERAL ORDERS

SB 857 Sen. Bishop

Environmental protection; litter; use of data compiled by adopt-a-trail program; provide for.

Amends sec. 72105a of 1994 PA 451 (MCL 324.72105a).

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-1).

Committee recommended I.E.

SB 858 Sen. Gilbert

Environmental protection; litter; use of data acquired by adopt-a-park program regarding litter problem in Michigan; provide for.

Amends sec. 74104 of 1994 PA 451 (MCL 324.74104).

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-2).

Committee recommended I.E.

SB 860 Sen. Kuipers

Environmental protection; litter; department of environmental quality to maintain toll-free hotline for reporting littering; require.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 8905f.

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-2).

Committee recommended I.E.

44 ———

SB 861 Sen. Patterson

Environmental protection; recycling; statewide goals for recycling rates; create.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 17305.

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-1).

Committee recommended I.E.

SB 564 Sen. Bernero

State; purchasing; state contracts; require certain percentage to be awarded to businesses owned by persons with disabilities.

Amends title & sec. 3 of 1988 PA 112 (MCL 450.793).

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

GENERAL ORDERS

SB 565 Sen. Bernero

State; purchasing; state contracts that cross-reference in management and budget act; require that certain percentage be awarded to businesses owned by persons with disabilities.

Amends 1984 PA 431 (MCL 18.1101 - 18.1594) by adding sec. 297a.

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

_____ 47 <u>__</u>

HB 4927 Rep. Ward

Vehicles; license plates; specialty plate for the "Thin Blue Line"; provide for.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding secs. 2170 & 217p.

I.E. House, December 10, 2003.

For House amendment, see House Journal No. 92 of 2003, page 2345.

Reported by Committee on Transportation.

Senate substitute (S-2).

Committee recommended I.E.

SB 754 Sen. Schauer

Human services; medical services; childhood lead screening by health professionals, facilities, and health maintenance organizations of certain children; require.

Amends 1939 PA 280 (MCL 400.1 - 400.119b) by adding sec. 111k.

Reported by Committee on Families and Human Services.

Senate substitute (S-3).

Committee recommended I.E.

— 49 **—**

SJR H Sen. Kuipers

Education; other; constitutional amendment to provide for gubernatorial appointment of superintendent of public instruction; provide for.

Amends sec. 3, art. VIII of the state constitution.

Reported by Committee on Education.

Senate substitute (S-1).

_____ 50 _____

SB 241 Sen. George

Highways; name; underground railroad memorial highway; create.

Amends 2001 PA 142 (MCL 250.1001 - 250.1100) by adding sec. 1067.

Reported by Committee on Transportation.

Committee recommended I.E.

— 51 ——

HB 4887 Rep. Pastor

Traffic control; accidents; authorized emergency vehicles; include tow truck or wrecker while assisting in an emergency at the request of a police agency.

Amends sec. 2 of 1949 PA 300 (MCL 257.2).

I.E. House, November 12, 2003.

House substitute (H-3).

Reported by Committee on Transportation.

GENERAL ORDERS

— 52 ——

SB 647 Sen. Patterson

Labor; health and safety; definition of "wilful" MIOSHA violation; provide for and clarify procedure for obtaining interview statements during an inspection.

Amends secs. 6 & 29 of 1974 PA 154 (MCL 408.1006 & 408.1029) & adds sec. 32.

Reported by Committee on Commerce and Labor. Committee recommended I.E.

RESOLUTIONS

____ 53 ____

SR 175 Sen. Barcia

A resolution urging United States trade negotiators to support our nation's sugar industry.

Reported by Committee on Agriculture, Forestry and Tourism.

For text of resolution, see Senate Journal No. 86 of 2003, page 1866.

Adoption pending.

SR 139 Sen. Hardiman

A resolution to express support for the creation of the Office of Faith-Based Initiative in the state of Michigan.

Reported by Committee on Families and Human Services.

For text of resolution, see Senate Journal No. 71 of 2003, page 1597.

Adoption pending.

COMMITTEE REPORTS

____ 55 _____

SB 788 Sen. Hardiman

Courts; judges; number of judgeships in the seventeenth judicial circuit; increase.

Amends sec. 518 of 1961 PA 236 (MCL 600.518).

Reported by Committee on Judiciary.

Reported with amendment.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

HB 5199 Rep. Drolet

Criminal procedure; pretrial procedure; release of individual convicted of criminal sexual conduct against minor on bail pending sentencing or appeal; prohibit.

Amends secs. 9 & 9a, ch. X of 1927 PA 175 (MCL 770.9 & 770.9a) & adds sec. 9b to ch. X.

I.E. House, November 6, 2003.

House substitute (H-2).

Reported by Committee on Judiciary.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS

Agriculture, Forestry and Tourism - Thursday, February 19, 8:00 a.m., Room 110, Farnum Building (373-1635)

Appropriations -

Subcommittees -

Community Colleges - Tuesdays, February 24, March 2, and March 9, 1:00 p.m., and March 16, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

Community Health Department - Thursdays, February 19, 2:00 p.m., Rooms 402 and 403, Capitol Building; February 26, March 4, and March 18, 2:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-7946)

Environmental Quality Department - Wednesdays, March 3, March 10, and March 17, 12:00 noon, Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

Higher Education - Fridays, February 20, 10:00 a.m., Oakland University, Rochester; February 27, 10:00 a.m., University of Michigan-Flint, Flint; March 5, 10:00 a.m., Cornerstone University, Grand Rapids; and March 12, 9:00 a.m., Lake Superior State University, Sault Ste. Marie (373-1760)

Judiciary and Corrections - Tuesdays, February 24, March 2, March 9, and March 16, 3:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-3760)

K-12, School Aid, Education - Thursday, February 26, 12:00 noon, and Wednesday, March 3, 2:00 p.m. or later immediately following the Senate Appropriations Meeting, Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

Natural Resources Department - Tuesdays, March 2, March 9, and March 16, 12:00 noon, Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

State Police and Military Affairs and House State Police/Military and Veterans Affairs - Thursday, February 26, 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-5932)

Transportation Department and Senate Transportation - Tuesday, February 24, 1:00 p.m., Room 110, Farnum Building (373-7708)

Education, Joint Senate and House - Thursday, February 19, 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-6920)

Families and Human Services - Tuesday, February 24, 3:00 p.m., Room 210, Farnum Building (373-1801)

Transportation and Transportation Department Appropriations Subcommittee - Tuesday, February 24, 1:00 p.m., Room 110, Farnum Building (373-7708)

BILLS IN CONFERENCE

		Confe	erees	Report Agreed To	
Bill No.	Brief Title	Senate	House	Senate	House
SB 560	Environmental protection; groundwater contamination; groundwater discharge permit fees; enact.	McManus Birkholz Brater	Koetje Howell Tobocman		